Serial No. 10/009,607

Amendment Dated: 07/07/2004

Reply to final Office Action Mailed: 04/07/2004

REMARKS

Applicants thank the Examiner for the indication of allowable subject matter in claims 10 - 13, 19 - 21, 26 - 33, and 36.

Claim 36 is amended to be an independent claim, incorporating all of the limitations of its base independent claim. Thus, claim 36 should now be in condition for allowance.

Claim 10 is amended to depend from claim 35, thus traversing the rejection of claims 10 and 26-33 under 35 USC 112. This should place claims 10 and 26-33 in condition for allowance.

Claim 35 is amended to more particularly point out the claimed invention.

The amendment to claim 35 removes tetrahydroimidazole compounds from the scope of the claim.

The rejections of claims 35, 3 – 9, 14 – 18, 22 – 25, and 34 under 35 USC 102(b) over a variety of references is respectfully traversed. The references asserted in the Office Action include BE 613662; Janssens et al., US Patent 4,588,722; Siegele, US Patent 3,222,376; Kosasaama et al., CAPLUS Abstract 92:15226; Jen et al., J. Med. Chem. 1973; and Kulinski et al., CAPLUS Abstract 123:143806. All of these references disclose tetrahydroimidazole compounds. Claim 35 as amended does not include tetrahydroimidazole compounds. Thus, the references fail to disclose or suggest the compounds of the claimed invention. Reconsideration and withdrawal of the rejections is respectfully requested.

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In view of the foregoing amendments and remarks, the application is respectfully submitted to be in condition for allowance, and prompt, favorable action thereon is earnestly solicited.

If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #100598.50520).

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